

Message Text

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C O N F I D E N T I A L STATE 306257

EXDIS

E.O. 11652: GDS

TAGS: TECH, EEC

SUBJECT: US CONTINUATION AS EURATOM SUPPLIER

1. DEPARTMENT HAS RECEIVED FOLLOWING LETTER FROM NRC
(SHEA TO KRATZER):

BEGIN TEXT:

1. WOULD THE UNITED STATES BE IN BOTH STRICT AND MATERIAL
COMPLIANCE WITH ITS OBLIGATIONS UNDER ARTICLE III(2) OF
THE NPT IF IT CONTINUES TO SUPPLY EURATOM COUNTRIES
BEFORE THE IAEA-EURATOM SAFEGUARDS AGREEMENT COMES INTO
FORCE?

2. IF NOT, WHAT ARE THE CONSEQUENCES OF CONTINUED SUPPLY
VIS-A-VIS RIGHTS OR VIEWS AND/OR R-ACTIONS OF OTHER
PARTIES AND NONPARTIES TO THE NPT?

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3. WHAT WOULD BE THE CONSEQUENCES OF INSISTING ON HAVING
THE IAEA-EURATOM SAFEGUARDS AGREEMENT IN FORCE BEFORE
FURTHER U.S. SUPPLY?

4. IN LIGHT OF THE DEPARTMENT'S JUDGEMENT THAT THE IAEA-
EURATOM SAFEGUARDS MATTER WOULD HAVE TO BE REASSESSED

IF THE AGREEMENT WERE UNLIKELY TO COME INTO FORCE IN

THE RELATIVELY NEAR FUTURE, WHEN DOES THE DEPARTMENT
ANTICIPATE RESOLUTION OF THE SAFEGUARDS AGREEMENT ISSUE
IN EURATOM?

5. WHAT REPRESENTATIONS HAS THE U.S. MADE TO EURATOM
COUNTRIES ON THE ISSUES ARISING FROM THE FAILURE TO
BRING THE IAEA SAFEGUARDS AGREEMENT INTO FORCE? WHAT
FUTURE REPRESENTATIONS ARE PLANNED?

6. WHICH OTHER COUNTRIES, IF ANY, ARE CONTINUING TO
SUPPLY NUCLEAR MATERIAL AND/OR EQUIPMENT TO EURATOM
COUNTRIES? HAS THE MATTER BEEN AN ISSUE WITH ANY
COUNTRIES OUTSIDE EURATOM? DO WE KNOW THE VIEWS
OF OTHER COUNTRIES IN THIS MATTER?

END TEXT

2. OUR REPLY WILL RESTATE OUR BELIEF THAT THERE ARE
CLEAR INDICATIONS OF ENTRY INTO FORCE OF SAFEGUARDS
AGREEMENT AT EARLY DATE AND AS SUCH WE ARE NOT IN
MATERIAL VIOLATION OF NPT OBLIGATIONS.

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